

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	Conf. No. <b>7503</b>
<b>Frank D. Marcum</b>	)	
	)	Art Unit: <b>1623</b>
U.S. Patent No. <b>6,979,679 B2</b>	)	
	)	Examiner: <b>Everett White</b>
Issued: <b>December 27, 2005</b>	)	
	)	
For: <b>COMPOSITION AND METHOD FOR</b>	)	
<b>TREATMENT AND PREVENTION OF</b>	)	
<b>TRAUMATIC SYNOVITIS AND DAMAGE</b>	)	
<b>TO ARTICULAR CARTILAGE</b>	)	

**REQUEST FOR CERTIFICATE OF CORRECTION  
PURSUANT TO 37 C.F.R. § 1.323**

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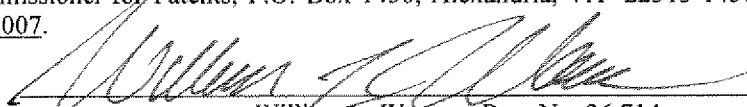
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 35 U.S.C. §255 and 37 C.F.R. §1.323, the Applicant respectfully requests the issuance of a Certificate of Correction. The patentee shows the Office that the requested correction is a mistake that is of a typographical nature. The Applicant further asserts that the correction does not involve changes that would constitute new matter or require reexamination. See MPEP § 1481. The requested correction is a typographical error in the Title page and first page of the Patent to the priority provisional application listed as "60/487,681" which should be "60/487,861" as evidenced by the enclosed original Declaration filed in this case.

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I hereby certify that this correspondence is being submitted electronically, addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October  
17, 2007.

  
William L. Warren - Reg. No. 36,714

U.S. Patent No. 6,979,679 B2  
Issued December 27, 2005  
REQUEST FOR CERTIFICATE OF CORRECTION

The Commissioner is authorized to charge the fee of \$100.00 under 37 C.F.R. § 1.20(a) to Deposit Account No. 19-5029.

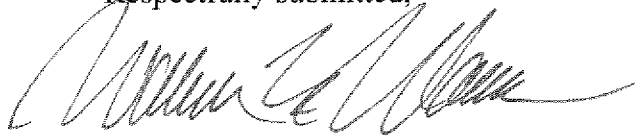
**CONCLUSION**

Any questions may be directed to the undersigned at 404.853.8031. The Patent Office is requested to charge any additional fees or credit any overpayments to Deposit Order Account 19-5029.

Please send the Certificate of Correction to:

William L. Warren  
SUTHERLAND ASBILL & BRENNAN LLP  
999 Peachtree Street, NE  
Atlanta, Georgia 30309

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'William L. Warren', written in a cursive style.

By: William L. Warren  
Registration No. 36,714

SUTHERLAND ASBILL & BRENNAN LLP  
999 Peachtree Street, NE  
Atlanta, Georgia 30309-3996  
(404) 853-8000  
Our Docket: 27668-0002

Please type a plus sign (+) inside this box → ☐

PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b> <b>(37 CFR 1.63)</b>  <input checked="" type="checkbox"/> Declaration Submitted with Initial Filing      OR <input type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)	<b>Attorney Docket Number</b>	1177-001
	<b>First Named Inventor</b>	Frank D. Marcum
	<b>COMPLETE IF KNOWN</b>	
	<b>Application Number</b>	/
	<b>Filing Date</b>	
	<b>Group Art Unit</b>	
	<b>Examiner Name</b>	

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**COMPOSITION AND METHOD FOR TREATMENT AND PREVENTION OF TRAUMATIC SYNOVITIS AND DAMAGE TO ARTICULAR CARTILAGE**

the specification of which (Title of the Invention)

☒ is attached hereto  
OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/419,009 ✓ 60/487,861 ✓	10/16/2002 07/16/2003	

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Please type a plus sign (+) inside this box → ☐

PTO/SB/01 (12-97)  
Approved for use through 9/30/00. OMB 0651-0032  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☒ Customer Number 37468  
OR  
☐ Registered practitioner(s) name/registration number listed below

Place Customer  
Number Bar Code  
Label here


Name	Registration Number	Name	Registration Number

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☒ Customer Number or Bar Code Label 37468 OR ☐ Correspondence address below

Name					
Address					
Address					
City		State		ZIP	
Country		Telephone	(859) 223-3400	Fax	(859)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))		Family Name or Surname			
Frank D.		Marcum			
Inventor's Signature 		Date			
Residence: City	Lexington	State	KY	Country	USA
Citizenship		USA			
Post Office Address P.O. Box 13083					
Post Office Address					
City	Lexington	State	KY	Zip	40583-3083
Country		USA			

☐ Additional inventors are being named on the \_\_\_\_\_ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

Staple  
Here  
Only!

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

**PATENT NO. : 6,979,679 B2**

**DATED : December 27, 2005**

**INVENTOR(S): Frank D. Marcum**

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the title page, (60) Delete "60/487,681" and insert --60/487,861--.

At column 1, line 8, delete "60/487,681" and insert --60/487,861--.

**MAILING ADDRESS OF SENDER:**

William L. Warren  
Sutherland Asbill & Brennan, LLP  
999 Peachtree St. NE  
Atlanta, GA 30309-3996

**PATENT NO. 6,979,679 B2**

**Attorney Docket No.: 27668-0002**

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, 22313-1450.**